

REMARKS

Applicant respectfully requests that the foregoing amendments be made prior to examination of the present application.

Claims 1-20 are requested to be cancelled without prejudice.

Claims 21-40 are being added.

This amendment adds, changes and/or deletes claims in this application. A detailed listing of all claims that are, or were, in the application, irrespective of whether the claim(s) remain under examination in the application, is presented, with an appropriate defined status identifier.

After amending the claims as set forth above, claims 21-40 are now pending in this application. Claims 21-40 are added to broadly claim features related to methods of making the ice cream.

Applicant believes that the present application is now in condition for allowance. Favorable consideration of the application as amended is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

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Version With Markings to Show Changes Made

In the Specification:

The present application is a continuation of U.S. Patent Application Serial No. 10/222,754, filed August 16, 2002, entitled, “Ice Cream Machine Having an Auxiliary Evaporator Tank”, which is a continuation of U.S. Patent Application Serial No. 09/871,769 filed June 1, 2001 entitled, “Ice Cream Machine Including a Baffled Evaporator”, which is a continuation-in-part of U.S. Patent Application Serial No. 09/639,062 filed August 15, 2000 entitled, “Batch Process and Apparatus Optimized to Efficiently and Evenly Freeze Ice Cream”, which is a continuation-in-part of U.S. Patent Application Serial No. 09/234,970, filed by Ross on January 21, 1999, now U.S. Patent No. 6,119,472 which is a continuation-in-part of U.S. Patent Application Serial No. 09/083,340, filed by Ross on May 22, 1998, which is a continuation-in-part of U.S. Application Serial No. 08/869,040, filed June 4, 1997, now U.S. Patent No. 5,755,106, which was a continuation of U.S. Application Serial No. 08/602,302, filed February 16, 1996, abandoned.